

CHAPTER 12—DEPARTMENT OF TRANSPORTATION

(Parts 1200 to 1299)

<i>Part</i>		<i>Page</i>
1201	Federal Acquisition Regulation System	557
1202	Definitions of words and terms	561
1203	Improper business practices and personal conflicts of interest	562
1204	Administrative matters	564
1205	Publicizing contract actions	565
1206	Competition requirements	565
1207	Acquisition planning	566
1209	Contractor qualifications	566
1210	Market research [Reserved]	
1211	Describing agency needs	567
1212	Acquisition of commercial items [Reserved]	
1213	Small purchase and other simplified purchase pro- cedures	568
1214	Sealed bidding	569
1215	Contracting by negotiation	570
1216	Types of contracts	571
1217	Special contracting methods	572
1219	Small business programs	573
1220	Labor surplus area contracting	574
1222	Application of labor laws to Government acqui- sitions	574
1223	Environment, conservation, occupational safety, and drug-free workplace	575
1224	Protection of privacy and freedom of information	576
1225	[Reserved]	
1227	Patents, data, and copyrights	577
1228	Bonds and insurance	577
1231	Contract cost principles and procedures	579
1232	Contract financing	579
1233	Protests, disputes, and appeals	581
1234	Major system acquisition	581
1235	Research and development contracting	582

48 CFR Ch. 12 (10–1–04 Edition)

<i>Part</i>		<i>Page</i>
1236	Construction and architect-engineer contracts	582
1237	Service contracting	582
1242	Contract administration	585
1245	Government property	586
1246	Quality assurance	587
1247	Transportation	590
1252	Solicitation provisions and contract clauses	591
1253	Forms	615

PART 1201—FEDERAL ACQUISITION REGULATION SYSTEM

Subpart 1201.1—Purpose, Authority, Issuance

Sec.

- 1201.101 Purpose.
- 1201.104 Applicability.
- 1201.105 Issuance.
- 1201.105-1 Publication and code arrangement.
- 1201.105-2 Arrangement of regulations.
- 1201.105-3 Copies.
- 1201.106 OMB approval under the Paperwork Reduction Act.

Subpart 1201.2—Administration

- 1201.201 Maintenance of the FAR.
- 1201.201-1 The two councils.

Subpart 1201.3—Agency Acquisition Regulations

- 1201.301 Policy.
- 1201.301-70 Amendment of (TAR) 48 CFR chapter 12.
- 1201.301-71 Effective date.
- 1201.301-72 TAC or TN numbering.
- 1201.304 Agency control and compliance procedures.

Subpart 1201.470—Deviations From the FAR and TAR

- 1201.403 Individual deviations.
- 1201.404 Class deviations.

Subpart 1201.6—Career Development, Contracting Authority and Responsibilities

- 1201.602-3 Ratification of unauthorized commitments.
- 1201.603-1 General.

AUTHORITY: 5 U.S.C. 301; 41 U.S.C. 418(b); 48 CFR 3.1.

SOURCE: 59 FR 40270, Aug. 8, 1994, unless otherwise noted.

Subpart 1201.1—Purpose, Authority, Issuance

1201.101 Purpose.

The Department of Transportation Acquisition Regulation (TAR) establishes uniform acquisition policies and procedures, which implement and supplement the Federal Acquisition Regulation (FAR).

1201.104 Applicability.

(a) Statute, the FAR, and (TAR) 48 CFR chapter 12 apply to all acquisitions within the Department unless otherwise excluded by statute, the FAR or (TAR) 48 CFR chapter 12.

(b) The following order of precedence applies to resolve any acquisition regulation or procedural inconsistency found within (TAR) 48 CFR chapter 12 or the Transportation Acquisition Manual (TAM):

- (1) Statute;
- (2) FAR or other applicable regulation;
- (3) TAR;
- (4) DOT Orders; and
- (5) TAM.

(c) The Maritime Administration may depart from the requirements of the FAR and (TAR) 48 CFR chapter 12 as authorized by 40 U.S.C. 474(16), but shall adhere to those regulations to the maximum extent practicable. Exceptions from the requirements of the FAR and/or TAR shall be documented according to Maritime Administration procedures or in each contract file, as appropriate.

[59 FR 40270, Aug. 8, 1994. Redesignated at 61 FR 50249, Sept. 25, 1996]

1201.105 Issuance.

1201.105-1 Publication and code arrangement.

(a) The TAR is published in: (1) The FEDERAL REGISTER; (2) cumulated form in the CFR; and (3) separate loose-leaf form.

(b) The TAR is issued as chapter 12 of Title 48 of the CFR.

[59 FR 40270, Aug. 8, 1994. Redesignated at 61 FR 50249, Sept. 25, 1996]

1201.105-2 Arrangement of regulations.

(a) *General.* The TAR, which encompasses both Departmentwide and operating administration-unique guidance (see (TAR) 48 CFR 1201.3), conforms with the arrangement and numbering system prescribed by (FAR) 48 CFR 1.104. Guidance which is unique to an operating administration contains the operating administration acronym directly preceding the cite/page number.